

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\_\_\_\_\_  
IN RE: BIOPURE SECURITIES  
LITIGATION  
\_\_\_\_\_

)  
) Civ. No. 03-12628-NG  
)  
)

**NOTICE OF WITHDRAWAL OF JOHN J. TUMILTY  
AS COUNSEL TO DEFENDANT HOWARD RICHMAN**

Pursuant to Local Rule 83.5.2(c), John J. Tumilty hereby withdraws as counsel for Defendant Howard Richman. Dr. Richman has retained attorney Laurie C. Carafone of the law firm Dwyer & Collora LLP, 600 Atlantic Avenue, Boston, Massachusetts, 02210, to represent him in this action. There are no motions pending before the Court and no trial date has been set. Further, no oral or written reports are due, nor have any hearings or conferences been scheduled.

Respectfully submitted,

/s/ John J. Tumilty  
John J. Tumilty (BBO #560017)  
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Dated: September 21, 2007